

## DISCIPLINARY ACTIONS

Disciplinary actions are taken by regulatory authorities in response to a violation of the law or rules. Different kinds of actions may be taken depending on the severity of the offense, the history of previous violations, efforts made to correct the violation, the harm to the victims, the likelihood of a repeat violation, and other matters related to each particular case. These actions are taken to protect and promote the health, safety, and welfare of the citizens of Texas. For more information, please call our office at (512)834-6688.

### AGREED ORDERS ISSUED *RADIOACTIVE MATERIAL LICENSES* FY 2000

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
Welco, Inc.	Moisture Density Gauge	L04787	Lubbock	Possession and use of Radioactive Material without a license	Agreed Order	October 17, 2000

### *RADIOACTIVE MATERIAL LICENSES* FY 2001

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
Iso-Tex Diagnostic	Radio-pharmaceutical	L02999	Pasadena	Possession of radioactive material not authorized by license	Agreed Order	November 9, 2001
Everest Exploration, Inc.	Uranium In-Situ	L03626	Corpus Christi	Failure to provide an approved decommissioning plan and financial security	Administrative Penalty	August 23, 2001
Iso-Tex Diagnostic	Radio-pharmaceutical	L02999	Pasadena	Possession of radioactive material not authorized by license	Administrative Penalty	June 18, 2001

***RADIOACTIVE MATERIAL LICENSES***  
**FY 2002**

<b>Name</b>	<b>Permit Type</b>	<b>Permit Number</b>	<b>City</b>	<b>Violation</b>	<b>Final Enforcement Action</b>	<b>Date of Order</b>
Everest Exploration, Inc.	Uranium In-Situ	L03626	Corpus Christi	Decommissioning Plan	Agreed Order	February 25, 2002
URI	Uranium In-Situ	L03653	Lewisville	Financial Security	Agreed Order	March 8, 2002
Stork Southwestern Labs, Inc.	Moisture Density Gauge	L05269	Houston	Temporary loss Of Gauge	Preliminary Report	April 8, 2002
Manchester Tank & Equipment	Moisture Density Gauge	R04160	Lubbock	Allowed Trainer to perform Radiography for 14 days without an individual monitoring device	Agreed Order	May 10, 2002
High Tech Testing Services, Inc.	Radiography	L05021	Longview	Loss of Industrial Radiography camera	Agreed Order	June 21, 2002
Dale Hively	Radiographer	N/A	Longview	Temporary loss of Radiography camera	Agreed Order	June 25, 2002
Gilbert Texas Construction, L.P.	Nuclear Gauge	L04569	Ft. Worth	Number and repetitive nature of violations	Agreed Order	July 24, 2002

***RADIOACTIVE MATERIAL LICENSES***  
**FY 2003**

<b>Name</b>	<b>Permit Type</b>	<b>Permit Number</b>	<b>City</b>	<b>Violation</b>	<b>Final Enforcement Action</b>	<b>Date of Order</b>
Schlumberger	Well Logging Service	L01833	Sugarland	Radiation levels to unrestricted areas to members of the general public exceeding the annual regulatory limit	Preliminary Report	November 1, 2002

**AGREED ORDERS ISSUED****X-RAY  
FY 2000**

<b>Name</b>	<b>Permit Type</b>	<b>Permit Number</b>	<b>City</b>	<b>Violation</b>	<b>Final Enforcement Action</b>	<b>Date of Order</b>
Hubert Stephens, Jr., D.C.	Medical Diagnostic	R01627	Wichita Falls	X-Ray exceed the size of the image receptor by twice the regulatory limit	Administrative Penalty	December 28, 2000

**X-RAY  
FY 2001**

<b>Name</b>	<b>Permit Type</b>	<b>Permit Number</b>	<b>City</b>	<b>Violation</b>	<b>Final Enforcement Action</b>	<b>Date of Order</b>
Hubert Stephens, Jr., D.C.	Medical Diagnostic	R01627	Wichita Falls	X-Ray exceed the size of the image receptor by twice the regulatory limit	Agreed Order	August 14, 2001
Castle Dental Centers, Inc.	Dental Diagnostic X-Ray	R09023	Houston	Failure to maintain current copy of 25 TAC Sec. 289.232 and Operating and Safety Procedures	Administrative Penalty	August 9, 2001
NEXTMED III, L.L.C.	Provider of Equipment	R25877	Tuscon, Arizona	Radiation machine services provided prior to receipt of a certificate of Registration authorizing services	Agreed Order	August 1, 2001
North Texas Lithotripsy, Inc.	Provider of Equipment	R25878	Dallas	Radiation machine services provided prior to receipt of a certificate of Registration authorizing services	Agreed Order	August 1, 2001
ACD-SA Limited	Medical Diagnostic	R24088	Austin	Initiating a healing arts screening program without prior Agency approval	Administrative Penalty	July 2, 2001
Michael Charles, D.D.S., dba Inwood Dental	Dental Diagnostic	R24085 (Revoke d)	Houston	Operating x-ray equipment without a valid registration	Administrative Penalty	April 24, 2001

Carlos Fernandez, M.D. dba Magnolia Imaging Center	Medical Diagnostic X-Ray	R24790 (Revoke d)	Houston	Utilizing x-ray producing equipment with a revoked registration	Default Order	March 28, 2001
Carlos Fernandez, M.D. dba Magnolia Imaging Center	Medical Diagnostic X-Ray	R24790 (Revoke d)	Houston	Utilizing x-ray producing equipment with a revoked registration	Administrative Penalty	January 31, 2001

**X-RAY  
FY 2002**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
U.S. X-Ray	Provider of equipment	R26394	Chesapeake, OH	Providing healing arts screening without prior Agency approval	Agreed Order	February 25, 2002
North Texas Lithotripsy, Inc.	Provided of Equipment	R25878	Dallas	Radiation machine services provided prior to receipt of a certificate of Registration authorizing services	Administrative Penalty	February 13, 2001
NEXTMED	Provider of Equipment	R25877	Tuscon, Arizona	Radiation machine services provided prior to receipt of a certificate of Registration authorizing services	Administrative Penalty	January 22, 2001
Michael Charles, D.D.S., dba Inwood Dental	Dental Diagnostic	R24085 (Revoked)	Houston	Operating x-ray equipment without a valid registration	Agreed Order	January 17, 2002
Castle Dental Centers	Dental Diagnostic X-Ray	R09023	Pasadena	Severity Level II Repeat Violation	Agreed Order	January 3, 2001
ACD-SA Limited	Medical Diagnostic	R24088	Austin	Initiating a healing arts screening program without prior Agency approval	Administrative Penalty	October 12, 2001

**AGREED ORDERS ISSUED**  
**MAMMOGRAPHY**  
**FY 2000**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
Brownsville Medical Center	Mammography	M00572	Brownsville	Operation of a Non-registered Mammography Unit	Agreed Order	November 30, 2000

**MAMMOGRAPHY**  
**FY 2001**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
Hill Country Memorial Hospital, dba Fredericksburg Imaging Center	Mammography	M00445	Fredericksburg	Failure to perform QC items at correct time intervals	Administrative Penalty	April 24, 2001
Cyvon Imaging, Inc.	Mammography	M00702	Dallas	Severity Level II repeat violations	Administrative Penalty	February 23, 2001
Healthsouth Diagnostic Center of Texas, LP	Mammography	M00366	Arlington	Failure to cease clinical image processing when QC Limits were exceeded	Agreed Order	January 28, 2001
Healthsouth Diagnostic Center of Texas, LP	Mammography	M00366	Arlington	Failure to cease clinical image processing when qc limits were exceeded	Administrative Penalty	September 5, 2001

**MAMMOGRAPHY**  
**FY 2002**

<b>Name</b>	<b>Permit Type</b>	<b>Permit Number</b>	<b>City</b>	<b>Violation</b>	<b>Final Enforcement Action</b>	<b>Date of Order</b>
Healthsouth Diagnostic Center of Texas, L.P.	Mammography	M00366	Arlington	Failed to cease clinical image processing when QC tests indicated the limits were exceeded	Agreed Order	January 28, 2002
Cyvon Imaging, Inc.	Mammography	M00702	Dallas	Severity Level II repeat violations	Agreed Order	January 9, 2002
Healthsouth Diagnostic Center of Texas, L.P.	Mammography	M00366	Arlington	Failed to cease clinical image processing when QC tests indicated the limits were exceeded	Administrative Penalty	September 5, 2001
Hill Country Memorial Hospital, dba Fredericksburg Imaging Center	Mammography	M00445	Fredericksburg	Failure to perform QC items at correct time intervals	Agreed Order	September 11, 2001
Cyvon Imaging, Inc.	Mammography	M00702	Dallas	Failure to provide documentation of qualifications for RT operating mammography equipment	Default Order	June 12, 2002

**AGREED ORDERS ISSUED**  
***LASER***  
**FY 2000**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
NONE						

***LASER***  
**FY 2001**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
NONE						

***LASER***  
**FY 2002**

Name	Permit Type	Permit Number	City	Violation	Final Enforcement Action	Date of Order
NONE						